

ATTN:

FILED

IN CLERK'S OFFICE
US DISTRICT COURT E.D.N.Y.

★ APR 15 2019 ★

BROOKLYN OFFICE

MR. DAVID SMART
2875 WEST 8th STREET
BROOKLYN, NY 11224
APRIL 8, 2019

US MAGISTRATE JUDGE BLOOM,
ATTN: PRO SE OFFICE
UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK
225 CADMAN PLAZA EAST Rm 1185
BROOKLYN, NY 11201

Dear Sir/Honorable

This letter is in reference to
the case of my efforts to dismiss my
Case against MR. MARIO H. Capogrosso,
who was a MAN IN 5/11/2015 PUNGED
ME IN MY CHEST - POLICE WAS NOTIFIED
THE SAME DATE & HE DISAPPEARED THE
SAME DATE AT THE TRAFFIC COURT
2875 W. 8th STREET, BROOKLYN, NY 11224.

Your Honor MR. MARIO H. CAPOGROSSO
is a BLACK BELT: KEMPO - MARTIAL ART

a Deadly weapon of a kind that will
kill anyone. I was fortunate to survive
is for MR. MARIO CAPOGROSSO is a
man always punching the walls at
the Traffic Court. Yours
V

II

CASE# 1: 18CV-2710
MKB-LB

YOUR HONOR SIR - THE PEC SECURITY COMPANY IS NO LONGER OPERATING NOW - I AM NOW WORKING WITH A COMPLETE SECURITY FIRM WHO HAS NO CONNECTION WITH MR. MARIO H. CAPOGROSSO.

ASK YOU TO DISMISS THIS CASE BECAUSE I WAS A VICTIM OF MR. MARIO H. CAPOGROSSO WITH HIS DEADLY MARTIAL ARTS - KEMPO - MARTIAL ARTS - BLACK BELT.

YOUR HONOR ATTACHED ARE DOCUMENTS - SUPPORTIVE INDEED AGAINST - MR. MARIO H. CAPOGROSSO WITH VARIOUS REPORTS FROM MANY VICTINESSES AT THE TRAFFIC COURT - 2875 W. 8TH STREET BROOKLYN, NY 11224 WHICH STATED PURELY OF HIS ACTIONS AGAINST ME & OTHERS.

Thank you your HONOR.

Sincerely,

MR David Smart

TO NOTE IN 29 MAY 2018

Document - SIGNED & SIGNED BY MR. SMART
THE DATE MAY 29, 2018 - SEEKING THE
AMOUNT \$100,000.00 AGAINST MR. M.H. CAPOGROSSO



VERIFICATION OF CRIME/LOST PROPERTY

PD 542-061 (Rev. 09-16)

Requests from complainants/victims or their authorized representative will be completed free of charge. Requests received from any other party must be accompanied by a non-refundable processing fee of \$15.00 (Check or Money Order — NO CASH) payable to the NYC Police Department. Complainants/Victims designating an authorized representative must also complete and submit a notarized AUTHORIZATION LETTER [page 2]. All applicants must enclose a stamped self-addressed envelope. Please mail requests to: New York City Police Department, Criminal Records Section (Verification Unit), 1 Police Plaza, Room 303, New York, NY 10038. In order to find this record you MUST furnish all information requested below, particularly the complaint number and precinct of record (occurrence). Verification of your request cannot be made without this information. The complaint number may be obtained by calling the precinct or detective squad concerned during the hours of 7 a.m. to Midnight.

002091

MAY 16, 2018

NO FEE

FOR USE BY NYPD

* Complaint Number 2573	* Precinct of Report 60	Exact location where crime took place 2875 WEST 8 STREET
Mail Record To: (Print or Type) MR. DAVID SMART 2355 BATCHELDER ST. 3E BROOKLYN, NY 11229		Full name and address of complainant/victim as reported to Police Department MR. DAVID SMART 2355 BATCHELDER ST. 3E BROOKLYN, NY 11229
Date reported to Police	Time (if known) 05/11/2015	This report concerns: <input type="checkbox"/> Crime <input type="checkbox"/> Lost Property <input checked="" type="checkbox"/> Other (describe) HARASSMENT
Date and Time of Crime / Loss of Property (if different than date of report)	Date 05/11/2015 Time 8:50	Name of officer who received your report, if known. PO LETTGREEN

Any additional information which may aid in searching for your record

Applicant's Name DAVID SMART	Applicant's Signature	Date 05/29/2018
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FOR POLICE DEPARTMENT USE ONLY – DO NOT WRITE BELOW THIS LINE

THE FOLLOWING IS A VERIFICATION OF THE ABOVE REQUEST INCLUDING PROPERTY INVOLVED

HARASSMENT/OTHER

COMPLAINANT STATES WHILE HAVING A VERBAL ARGUMENT OVER DEFT STARING AT HIM,
DEFT DID PUSH COMPLAINANT. COMPLAINANT SUSTAINED NO INJURIES.

NEW YORK CITY POLICE DEPARTMENT
CRIMINAL RECORDS SECTION
1 POLICE PLAZA - ROOM 303
NEW YORK, NEW YORK 10038

NEW YORK CITY POLICE DEPARTMENT
CRIMINAL RECORDS SECTION
1 POLICE PLAZA - ROOM 303
NEW YORK, NEW YORK 10038

Alarm No.	Report verified by (print title, name/sign) PAA KIM MUI	Date 05/29/2018
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Raised seal required for
validation

NANCY SPENZIERO
Director



Department of Motor Vehicles

LABOR RELATIONS

6 EMPIRE STATE PLAZA • ALBANY, NY 12228

July 2, 2018

David Smart
2355 Batchelder St., Apt. 3E
Brooklyn, NY 11229

Dear Mr. Smart:

On June 19, 2018, I received your letter requesting details of the event referenced in my May 15, 2015 letter to you. The May 15, 2015 letter confirmed that the Division of Labor Relations had received a report of a workplace violence incident on May 11, 2015.

In response to this request, I am providing you with the enclosed copy of this workplace violence incident report and accompanying documents that my office received.

Sincerely,

A handwritten signature in cursive script that reads "Nancy Spenziero".

Nancy Spenziero
Director of Labor Relations

Enclosure



New York State Department of Motor Vehicles
Coney Island
Traffic Violations Bureau
2875 West 8th Street
Brooklyn, New York 11224



Date:

5/11/15

To:

Labor Relations

From:

Dantele Calvo

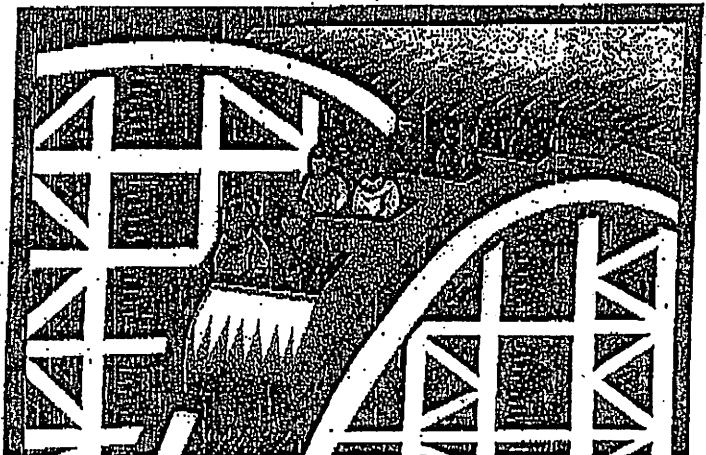
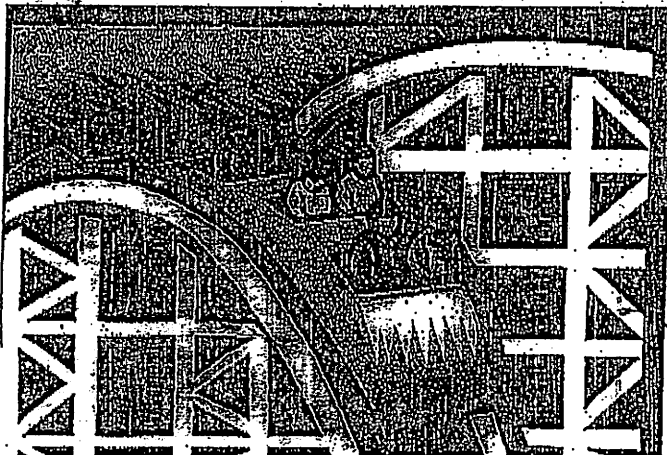
Number of pages including coversheet:

5

Our Telephone: 718-266-6867

Our Fax: 718-266-7478

The last page is Mr. Tahiri's
Statement from last week's
incident. He just gave it in today.



MV-987 (12/11)



New York State Department of Motor Vehicles
DIVISION OF LABOR RELATIONS
REPORT OF WORKPLACE VIOLENCE INCIDENT

Please fill out the form as accurately as possible and fax it to the Division of Field Investigation at (518) 474-7543 AND Labor Relations at (518) 474-8423. If the incident is a written threat, please include a copy of the letter with this report. Originals should be maintained in a workplace violence report folder at the primary office that the reporter works in.

OFFICE USE ONLY	
FILE NUMBER:	
Received:	
X RE:	
X RE:	
PRIVACY CONCERN:	<input type="checkbox"/> YES <input type="checkbox"/> NO

NAME OF INDIVIDUAL FILING REPORT

Name David Smart	Title Guard-Summit	Office Location Brooklyn South TVB	Phone Number 718-266-5512
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INCIDENT REPORTED TO

Date Reported 5/11/15	Person Reported To Danielle Calvo	Title Supervisor Grade 17
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INCIDENT

Date 5/11/15	Time 8:50	<input checked="" type="checkbox"/> AM <input type="checkbox"/> PM	Location of Occurrence Brooklyn South TVB near line 1
DFI Contacted? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	DFI Contact Name		

EMPLOYEES INVOLVED

Name David Smart	Title Security Guard-Summit Security
Name	Title
Name	Title

OUTSIDE INDIVIDUALS INVOLVED

Name Mario H. Capogrosso	Sex <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	Phone 914-806-3692	Client ID #
Address 245 Saw Mill River Road Suite 106	City Hawthorne	State NY	Zip Code 10532
Name	Sex <input type="checkbox"/> Male <input type="checkbox"/> Female	Phone	Client ID #
Address	City	State	Zip Code
Name	Sex <input type="checkbox"/> Male <input type="checkbox"/> Female	Phone	Client ID #
Address	City	State	Zip Code

WITNESSES

Name George Han-MVR	Sex <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	Phone 718-266-5512	
Address 2875 West 8th Street	City Brooklyn	State NY	Zip Code 11224
Name Anthony Adinolfi, ESQ	Sex <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	Phone 718-265-2211	
Address 2875 West 8th Street	City Brooklyn	State NY	Zip Code 11224
Name	Sex <input type="checkbox"/> Male <input type="checkbox"/> Female	Phone	
Address	City	State	Zip Code

Continue on other side

Page 1 of 2

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Description of Events Leading to the Incident and What Occurred:

Near line 1 Mr. Capogrosso said to security guard David Smart "Are you looking at me?". David replied "You are looking at me". Mr. Capogrosso said "back up, back up", he then pushed David in his chest.

Nature and Extent of Injuries:

Additional Comments:

911 was called and two officers responded. David went up to the 60pct with them to make a report. They said that they could not arrest Mr. Capogrosso because he pushed David with an open hand not a closed fist. I was told by Judge Gelbstein to go with officers from the police room, to tell Mr. Capogrosso that he must leave the building, and to give him legal's phone number for any further details. I did that and he left the building.

anielle Calvo

Name of Individual Filing Report

[Signature]
Signature of Individual Filing Report

5/11/15

Date

Vincent Palmieri

Name of Supervisor

[Signature]
Signature of Supervisor

5/11/15
Date

Dear Sir,

Few weeks ago Attorney, Mario Copogrosso, put his bag on the chair where I regularly sit. Mr. Meyer moved his bag on the bench. A little later he again put his bag on the chair. Mr. Copogrosso & me had a little argument about this issue. I told him that chair is to sit, not for your bag. He tried to provoke me. I think, he thought I am an easy & soft target.

On 5/5/15 I put my bag & files on one corner of the bench as I have been putting my stuff for years. At about 12pm I left the room to use the bathroom, when I came back I saw Mr. Mario moved my bag & files and put his bag instead on the place where I kept my bag. I moved his bag on the other bench. He was looking at me and started shouting at me from outside. He came in the room and yelled at me, "Don't touch my bag!" I told him that you touched my bag and so I put your bag over there. I have nothing to do with your bag. He started yelling at me even louder. I think he wanted to provoke me, but I didn't give him any serious attention & tried to avoid him. He kept yelling at me, in the meantime Ms. Danielle came to the lawyers' room & told him "We don't want to hear it."

Then you came to find out as to what happened. I explained you everything, but he kept interfering during our conversation. You saw his attitude. I don't know as to what he was trying to prove. When you left, he again started shouting and called me "Shit". Then of course I raised my voice too.

After half an hour later I was going to the other side of the building when he passed me and said in a loud voice "Don't touch my stuff again!"

As you know, Ms. Fuller & me complained in writing for his behavior. Whenever he passes me he always said "Shit".

He is more powerful and strong than me and I am afraid that one day he can physically hurt me.

Thank you for your time and assistance on this matter.

Very truly yours,



M. Sadiq Tahir
Attorney At Law

INCIDENT INFORMATION SLIP
FD-501-164 (Rev. 11-10) Form 02A-10
K0941673-31352191



Welcome to 60th Precinct
(Command)
951 WEST 8 STREET, BRLXN, NY 11224
(718) 946 - 3311

We hope that your business with us was handled satisfactorily. If you particular matter has been assigned the following number(s):

Complaint Report No.:
Accident Report No.:
Filed Report No.:

Reported to: PO Capt. Green
(Name)
2825 W 8 St
Local of Occurrence:
Time: 0855

Please keep this report should you have to refer to in the future. If you need any further assistance feel free to contact us at telephone number (718) 946 3311. Please let us know if you have any suggestions on how we can

better serve you. As you may already know, we will provide you with a crime prevention survey of your residence or business. Please ask for more information on this and other crime prevention initiatives. Our goal is to make you and your property safe.

COURTESY * PROFESSIONALISM * RESPECT

REMEMBER: CALL 911 FOR EMERGENCIES ONLY!!!

Date: 5/11/15



INCIDENT INFORMATION SLIP
PD 381-164 (REV. 11-10) Pent(RMU)
RD911673-11A52191

DATE: 05/11/2018

Welcome to the 60Pct 2951 West 8th STREET, BROOKLYN, NEW YORK, 11224 (718)946-3311

We hope that your business with us was handled satisfactorily. Your particular matter has been assigned the following number(s).

Complaint Report No: 2573 Accident Report No: _____ Aided Report No: _____

Reported to: PO LettGreen Date of Occurrence: 05/11/2015 Time: 0855hrs x 0930 hrs

Location of Occurrence: Inside of 2875 West 8th Street, Brooklyn NY 11224

Crime: Harassment

Please keep this report, should you have to refer to this matter in the future. If you need any further assistance feel free to contact us at telephone Number (718) 946-3311. Please let us know if you have any suggestions on how we can better serve you. As you may already know, we will Provide you with a crime prevention survey of your residence or business. Please ask for more information on this and other crime prevention initiatives. Our goal is to make you our priority.

COURTESY * PROFESSIONALISM * RESPECT

REMEMBER: CALL "911" FOR EMERGENCY ONLY!!!